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**SUBSTITUTE HOUSE BILL 1457**

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**State of Washington**

**53rd Legislature**

**1993 Regular Session**

**By** House Committee on Education (originally sponsored by Representatives Peery, Dorn, Brough, Brumsickle, Chappell, Leonard, Jones, Pruitt, Ogden, Basich, Rayburn, Karahalios, G. Cole, Springer, Locke, Eide, Mastin, Cothorn, G. Fisher, Morris and H. Myers)

Read first time 03/03/93.

1 AN ACT Relating to school district competitive bidding; and  
2 amending RCW 28A.335.190.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 28A.335.190 and 1990 c 33 s 362 are each amended to  
5 read as follows:

6 (1) When, in the opinion of the board of directors of any school  
7 district, the cost of any furniture, supplies, equipment, building,  
8 improvements, or repairs, or other work or purchases, except books,  
9 will equal or exceed the sum of (~~twenty~~) fifty thousand dollars,  
10 complete plans and specifications for such work or purchases shall be  
11 prepared and notice by publication given in at least one newspaper of  
12 general circulation within the district, once each week for two  
13 consecutive weeks, of the intention to receive bids therefor and that  
14 specifications and other information may be examined at the office of  
15 the board or any other officially designated location: PROVIDED, That  
16 the board without giving such notice may make improvements or repairs  
17 to the property of the district through the shop and repair department  
18 of such district when the total of such improvements or repair does not  
19 exceed the sum of (~~seventy-five hundred~~) fifteen thousand dollars.

1 The cost of any public work, improvement or repair for the purposes of  
2 this section shall be the aggregate of all amounts to be paid for  
3 labor, material, and equipment on one continuous or interrelated  
4 project where work is to be performed simultaneously or in close  
5 sequence. The bids shall be in writing and shall be opened and read in  
6 public on the date and in the place named in the notice and after being  
7 opened shall be filed for public inspection.

8 (2) Every purchase of furniture, equipment or supplies, except  
9 books, the cost of which is estimated to be in excess of (~~seventy-five~~  
10 ~~hundred~~) fifteen thousand dollars, shall be on a competitive basis.  
11 The board of directors shall establish a procedure for securing  
12 telephone and/or written quotations for such purchases. Whenever the  
13 estimated cost is from (~~seventy-five hundred~~) fifteen thousand  
14 dollars up to (~~twenty~~) fifty thousand dollars, the procedure shall  
15 require quotations from at least three different sources to be obtained  
16 in writing or by telephone, and recorded for public perusal. Whenever  
17 the estimated cost is in excess of (~~twenty~~) fifty thousand dollars,  
18 the public bidding process provided in subsection (1) of this section  
19 shall be followed.

20 (3) Every building, improvement, repair or other public works  
21 project, the cost of which is estimated to be in excess of (~~seventy-~~  
22 ~~five hundred~~) fifteen thousand dollars, shall be on a competitive bid  
23 process. All such projects estimated to be less than (~~twenty~~) fifty  
24 thousand dollars may be awarded to a contractor on the small works  
25 roster. The small works roster shall be comprised of all responsible  
26 contractors who have requested to be on the list. The board of  
27 directors shall establish a procedure for securing telephone and/or  
28 written quotations from the contractors on the small works roster to  
29 assure establishment of a competitive price and for awarding contracts  
30 to the lowest responsible bidder. Such procedure shall require that a  
31 good faith effort be made to request quotations from all contractors on  
32 the small works roster who have indicated the capability of performing  
33 the kind of public works being contracted. Immediately after an award  
34 is made, the bid quotations obtained shall be recorded, open to public  
35 inspection, and available by telephone inquiry. The small works roster  
36 shall be revised at least once each year by publishing notice of such  
37 opportunity in at least one newspaper of general circulation in the  
38 district. Responsible contractors shall be added to the list at any  
39 time they submit a written request. Whenever the estimated cost of a

1 public works project is (~~twenty~~) fifty thousand dollars or more, the  
2 public bidding process provided in subsection (1) of this section shall  
3 be followed.

4 (4) The contract for the work or purchase shall be awarded to the  
5 lowest responsible bidder as defined in RCW 43.19.1911 but the board  
6 may by resolution reject any and all bids and make further calls for  
7 bids in the same manner as the original call. On any work or purchase  
8 the board shall provide bidding information to any qualified bidder or  
9 the bidder's agent, requesting it in person.

10 (5) In the event of any emergency when the public interest or  
11 property of the district would suffer material injury or damage by  
12 delay, upon resolution of the board declaring the existence of such an  
13 emergency and reciting the facts constituting the same, the board may  
14 waive the requirements of this section with reference to any purchase  
15 or contract: PROVIDED, That an "emergency", for the purposes of this  
16 section, means a condition likely to result in immediate physical  
17 injury to persons or to property of the school district in the absence  
18 of prompt remedial action.

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